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SFR Investments Pool 1, LLC*

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

THE BANK OF NEW YORK MELLON
FKA THE BANK OF NEW YORK, AS
TRUSTEE FOR THE
CERTIFICATEHOLDERS OF CWALT,
INC., ALTERNATIVE LOAN TRUST 2005-
1CB, MORTGAGE PASS-THROUGH
CERTIFICATES, SERIES 2005-1CB,

Plaintiff,

vs.

JEAN BIRMINGHAM; MORTGAGE
ELECTRONIC REGISTRATION
SYSTEMS, INC.; SFR INVESTMENTS
POOL 1, LLC; PEARL COVE II
HOMEOWNERS ASSOCIATION; DOE
INDIVIDUALS I-X, inclusive; and ROE
CORPORATIONS I-X, inclusive,

Defendants.

SFR INVESTMENTS POOL 1, LLC,
Counterclaimant/Cross-Claimant,

vs.

THE BANK OF NEW YORK MELLON
FKA THE BANK OF NEW YORK, AS
TRUSTEE FOR THE
CERTIFICATEHOLDERS OF CWALT,

Case No.: 2:17-cv-01030-MMD-GWF

**ORDER GRANTING MOTION TO
SERVE JEAN BIRMINGHAM BY
PUBLICATION**

-and-

**ORDER GRANTING MOTION TO
ENLARGE TIME TO SERVE
SUMMONS AND CROSS-CLAIM**

INC., ALTERNATIVE LOAN TRUST 2005-1CB, MORTGAGE PASS-THROUGH CERTIFICATES, SERIES 2005-1CB; MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC. as Nominee Beneficiary for MIRAD FINANCIAL GROUP; JEAN BIRMINGHAM, an individual,

Counter-Defendant/Cross-Defendants.

Upon reading the Affidavit of Due Diligence; it appearing that an Answer, Counterclaim, and Cross-Claim has been filed; that a Summons directed to Cross-Defendant, JEAN BIRMINGHAM has been issued [ECF No. 32-1]; that Cross-Defendant, Birmingham is a necessary party; and that Cross-Defendant Birmingham cannot be found to be personally served in the State of Nevada, and good cause appearing therefore,

IT IS HEREBY ORDERED that since the Cross-Defendant, JEAN BIRMINGHAM, cannot now be found so as to be personally served, she may be served by publication of the Summons at least once a week for four (4) weeks in the Nevada Legal News, a newspaper of general circulation.

IT IS FURTHER ORDERED that a copy of the Summons and Answer, Counterclaim, and Cross-Claim shall be mailed forthwith to Cross-Defendant Birmingham, first class mail, postage prepaid, addressed to the Cross-Defendant's last known address.

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1 **IT IS FURTHER ORDERED** that SFR's Motion to Enlarge Time to Serve is GRANTED
2 and the time for service is extended by an additional 60 days from the date of this order is entered
3 to allow SFR Investments Pool 1, LLC ("SFR") to effectuate service by publication.
4

5 Dated this 14th day of __September __, 2017.

6
7 
8 UNITED STATES MAGISTRATE JUDGE

9 Submitted by:

10 **KIM GILBERT EBRON**

11 /s/ Diana S. Ebron

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